

THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE: } Case No 3:19-bk-01961  
KEVIN WAYNE DAVIS }  
WENDY RENEE JONES DAVIS } Chapter 7  
10059 OLD NASHVILLE HIGHWAY }  
SMYRNA, TN 37167 }  
SSN: xxx-xx-4782 }  
SSN: xxx-xx-2899 } Judge Marian F. Harrison  
DEBTORS }  
 }  
KEVIN WAYNE DAVIS }  
WENDY RENEE JONES DAVIS }  
PLAINTIFFS }  
 }  
v. }  
 }  
ST. VINCENT'S MEDICAL CENTER }  
DEFENDANT }  
 }

**ORDER GRANTING SANCTIONS AND ATTORNEY FEES**

This matter came before the Court on July 23, 2019, the Honorable Judge Marian Harrison presiding upon the Debtors' Motion for Sanctions for violation of the Automatic Stay directed toward St. Vincent's Medical Center. At the call of the docket, Debtor-Wife and Debtors' counsel was present but Defendant failed to appear or answer in defense of the Motion for Sanctions. For good cause shown, it is HEREBY ORDERED as follows:

1. The Defendant is in violation of the automatic stay.
2. The Defendant is liable to the Debtor for damages in the amount of \$50.00.

3. The Defendant shall pay Debtors' attorney fees and expenses in the amount of \$734.23 for prosecution of this matter as evidenced by the filed affidavit of attorney fees and expenses filed in this case.

4. The Defendant is hereby sanctioned in an amount of \$200.00 which shall be paid to the Debtors.

5. The Defendant shall cease and any all communication regarding collection of their debt by any means, including mail and telephone calls.

6. Should the Defendant continue to attempt to collect upon this debt, this Court shall assess further sanctions upon an application to this Court by Debtors' counsel.

IT IS SO ORDERED.

*This order was electronically signed and entered as indicated at the top of the first page.*

APPROVED FOR ENTRY:

/s/ Daniel T. Castagna  
Daniel T. Castagna, BPR #022721  
Flexer Law, PLLC Attorney for Debtor  
1900 Church Street, Suite 400  
Nashville, TN 37203  
(615) 255-2893  
fax: (615) 242 8849  
[cm-ecf@jamesflexerconsumerlaw.com](mailto:cm-ecf@jamesflexerconsumerlaw.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on July 26, 2019, I furnished a true and correct copy of the foregoing to the following parties in interest:

**JEANNE ANN BURTON**  
Jeanne Ann Burton PLLC  
4117 Hillsboro Pike  
Suite 103-116  
NASHVILLE, TN 37215

Electronic

U.S. Trustee  
318 Customs House, 701 Broadway  
Nashville, TN 37203

Electronic

Kevin Wayne Davis  
Wendy Renee Jones Davis  
10059 Old Nashville Highway  
Smyrna, TN 37167

U.S. Mail First Class

Vicki Romero Briggs Fache  
CEO Of St. Vincent's Medical Center  
2800 Main Street  
Bridgeport, Connecticut 06606-4201

U.S. Mail First Class

I have sent 4 notices. I have sent 2 notices via U.S. mail first class.

/s/ Daniel T. Castagna  
Daniel T. Castagna